IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 4TH JANUARY 2007 / 14TH POUSHA 1928

Bail Appl..No. 7520 of 2006()

CRIME NO. 146/06 OF TOWN POLICE STATION, KOZHIKODE

PETITIONER/ACCUSED NO.1

SUDHEESH, S/O. SURESH BABU,
AGED 19 YEARS, KARIKULANGARA HOUSE,
KOMMERI P.O., MAYIN BAZAR, KOZHIKODE.

BY ADV. SRI.VINOD VALLIKAPPAN

RESPONDENTS: STATE

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 7520 of 2006

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DATED: 04-1-2006

O R D E R

Petitioner who is the first accused in Crime No. 146 of 2006 of Town Police Station, Kozhikode for offences punishable under Sections 394 and 398 I.P.C., seeks his enlargement on bail. The petitioner was arrested on 31-10-2006.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioner is an accused in eight other cases.

3. The case of the prosecution is that on 21-7-2006 at about 10 p.m. the petitioner attempted to commit robbery by snatching the bag of a police constable (de facto complainant) containing cash worth Rs. 8,000/- and a gold chain after causing hurt to the de facto complainant. Considering the fact that the petitioner has been granted bail on all other cases and the further fact that the petitioner was not successful in committing the robbery attempted and the still further fact that he has been in custody since 31-10-2006 in this case, I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 15,000/- (Rupees fifteen thousand

only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M - I, Kozhikode and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

3.. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

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